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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 ERIC JEFFREY NELSON,

12 Plaintiff,

13 v.

14 HIGH DESERT STATE PRISON,

15 Defendant.
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No. 2:14-cv-0586 AC P

ORDER

17 Plaintiff, a former prisoner proceeding pro se, has filed a civil rights action pursuant to 42
18 U.S.C. § 1983. Plaintiff has paid the filing fee for this action.

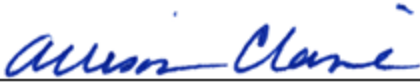
19 The federal venue statute provides that a civil action “may be brought in (1) a judicial
20 district in which any defendant resides, if all defendants are residents of the State in which the
21 district is located, (2) a judicial district in which a substantial part of the events or omissions
22 giving rise to the claim occurred, or a substantial part of property that is the subject of the action
23 is situated, or (3) if there is no district in which an action may otherwise be brought as provided in
24 this action, any judicial district in which any defendant is subject to the court’s personal
25 jurisdiction with respect to such action.” 28 U.S.C. § 1391(b).

26 In this case, the defendant(s) are located and the claim arose in Clark County, which is in
27 the District of Nevada. Therefore, plaintiff’s claim should have been filed in the United States
28 District Court for the District of Nevada-Las Vegas. In the interest of justice, a federal court may

1 transfer a complaint filed in the wrong district to the correct district. See 28 U.S.C. § 1406(a);
2 Starnes v. McGuire, 512 F.2d 918, 932 (D.C. Cir. 1974).

3 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United
4 States District Court for the District of Nevada-Las Vegas.

5 DATED: March 13, 2014

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7 ALLISON CLAIRE
8 UNITED STATES MAGISTRATE JUDGE
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